

DECLARATION OF OIL AND GAS NOTICE

(Tax Map 100, Cameron District, Marshall County, West Virginia)

The undersigned hereby declares:

(1) The undersigned is the owner (or lessee) of one or more coal seams or workable coal beds as those terms are defined in Section One, Article Six, Chapter Twenty-two (Section 22-6-1) of the Code of West Virginia.

(2) The coal seam(s) or workable coal bed(s) are owned or leased partly or wholly by the undersigned lies under the surface of lands described in the Exhibit A attached hereto and made a part hereof.

(3) The undersigned desires to be given all notices of oil and gas operations provided by Sections Twelve, Thirteen, Fourteen, Twenty-three and Thirty-six of Article Six, Chapter Twenty-two (Sections 22-6-12; 22-6-13; 22-6-14; 22-6-23; and 22-6-36) of the Code of West Virginia, addressed as follows:

CONRHEIN COAL COMPANY

CONSOL PENNSYLVANIA COAL COMPANY LLC

RESERVE COAL PROPERTIES COMPANY

CONSOLIDATION COAL COMPANY

McELROY COAL COMPANY


CNX LAND RESOURCES INC.

C/O LEATHERWOOD, INC.
1000 CONSOL ENERGY DRIVE
CANONSBURG, PA 15317-6506

IN WITNESS WHEREOF, Conrhein Coal Company, a Pennsylvania corporation, has caused its corporate name to be subscribed hereto this 23 day of JANUARY, 2009, by DENNIS R. McCRACKEN, its ASSISTANT MANAGER, by authority duly given.

JAN PEST
MARSHALL County 09:26:19 AM
Instrument No 1265136
Date Recorded 03/04/2009
Document Type O&G
Book-Page 677-410
Recording Fee \$7.00
Additional \$6.00

CONRHEIN COAL COMPANY
a Pennsylvania corporation:

By: Its: ASSISTANT MANAGER

IN WITNESS WHEREOF, Consolidation Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 23 day of JANUARY, 2009, by **ROBERT P. KING**, its **VICE PRESIDENT**, by authority duly given.

CONSOLIDATION COAL COMPANY
a Delaware corporation:

By: 

Its: **VICE PRESIDENT**

IN WITNESS WHEREOF, CONSOL Pennsylvania Coal Company LLC, a Delaware limited liability company, has caused its corporate name to be subscribed hereto this 23 day of JANUARY, 2009, by **ROBERT P. KING**, its **VICE PRESIDENT**, by authority duly given.

CONSOL PENNSYLVANIA COAL COMPANY LLC
a Delaware limited liability company:

By: 

Its: **VICE PRESIDENT**

IN WITNESS WHEREOF, Reserve Coal Properties Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 23 day of JANUARY, 2009, by **LLOYD C. PRICE**, its **VICE PRESIDENT**, by authority duly given.

RESERVE COAL PROPERTIES COMPANY
a Delaware corporation:

By: 

Its: **VICE PRESIDENT**

IN WITNESS WHEREOF, McElroy Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 15 day of January, 2009, by Charles T. Shaynak, its Vice President, by authority duly given.

MCELROY COAL COMPANY
a Delaware corporation:

By: Charles T. Shaynak

Its: Vice President

IN WITNESS WHEREOF, CNX Land Resources Inc., a Delaware corporation, has caused its corporate name to be subscribed hereto this 23 day of JANUARY, 2009, by **LLOYD C. PRICE**, its **VICE PRESIDENT**, by authority duly given.

CNX LAND RESOURCES INC.
a Delaware corporation:

By: Lloyd C. Price

Its: **VICE PRESIDENT**

NOTE: PLEASE PROPERLY INDEX THIS DOCUMENT (1) UNDER CONSOLIDATION COAL COMPANY, CONSOL PENNSYLVANIA COAL COMPANY, RESERVE COAL PROPERTIES COMPANY, CONRHEIN COAL COMPANY, MCELROY COAL COMPANY, AND CNX LAND RESOURCES INC. AS A GRANTOR, AND (2) UNDER THE NAMES OF EACH OF THE INDIVIDUAL SURFACE OWNER NAMES LISTED ON THE ATTACHED EXHIBIT A AS GRANTORS, ACCORDING TO LAST NAME AND/OR ENTITY NAME.

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **DENNIS R. McCRACKEN**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the ASS. MANAGER of CONRHEIN COAL COMPANY, a PENNSYLVANIA corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 23 day of JANUARY, 2009.

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Jane M. Young, Notary Public
Cecil Twp., Washington County
My Commission Expires June 20, 2009
Member, Pennsylvania Association of Notaries

Jane M. Young
Notary Public

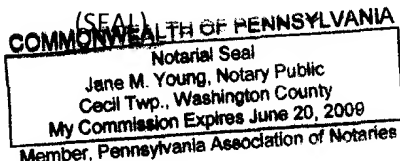
My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

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COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **ROBERT P. KING**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of CONSOLIDATION COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 23 day of JANUARY, 2009.



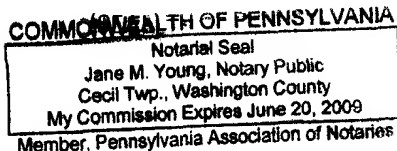
Jane M. Young
Notary Public

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **ROBERT P. KING**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of CONSOL PENNSYLVANIA COAL COMPANY LLC, a DELAWARE limited liability company, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 23 day of JANUARY, 2009.



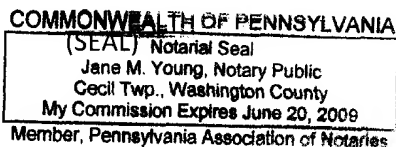
Jane M. Young
Notary Public

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **LYLOYD C. PRICE**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of RESERVE COAL PROPERTIES COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 23 day of JANUARY, 2009.



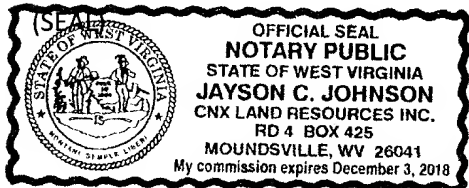
Jane M. Young
Notary Public

My Commission expires _____

State of West Virginia
COMMONWEALTH OF PENNSYLVANIA

COUNTY OF Marshall

Before me, Jayson C. Johnson, a Notary Public, on this day personally appeared Charles J. Shaynak, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the Vice President of MCELROY COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 15 day of January, 2009.



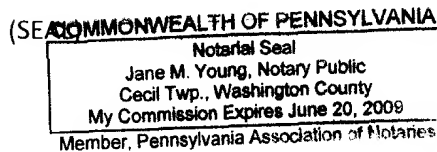
Jayson C. Johnson
Notary Public

My Commission expires December 3, 2018

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared LLOYD C. PRICE, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of CNX LAND RESOURCES INC., a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 23 day of JANUARY, 2009.



Jane M. Young
Notary Public

My Commission expires _____

This Document Prepared By:

J. Kevin Ellis

WV Bar No. 9964

Steptoe & Johnson PLLC

1085 Van Voorhis Road

PO BOX 1616

Morgantown, WV 26507

(304) 598-8000

EXHIBIT A - SURFACE TRACTS (MCELROY MINE)
Tax Map 18, Cameron District, Marshall County, West Virginia

| Tax Map | Parcel | Last Name | First Name | Street Address | City | State | Zip | Assessment Description | Reference |
|---------|--------|----------------------------|--------------------|-----------------------|----------------|-------|-------|--|-----------|
| 18 | 1 | BUTLER | EVELYN ET AL | 4012 LINCOLN AVE | SHADYSIDE | OH | 43947 | 30 GRAVE CREEK | WB32/632 |
| 18 | 2 | EVANS | KEVIN R | RD 5 BOX 575 | CAMERON | WV | 26033 | 63.89 GRAVE CREEK | 640/538 |
| 18 | 3 | STROPE | CHARLES D & SON/J | RD 5 BOX 577 | CAMERON | WV | 26033 | 91.641 A GRAVE CREEK | 624/504 |
| 18 | 4 | STROPE | CHARLES JARED | RD 5 BOX 572A | CAMERON | WV | 26033 | 7.25 GRAVE CREEK | 671/583 |
| 18 | 5 | HUBBS | MOLLY K ET AL | RD 5 BOX 576 | CAMERON | WV | 26033 | 25.372 A GRAVE CREEK | WB33/133 |
| 18 | 6 | BURGE | MARY J | RD 5 BOX 571 | CAMERON | WV | 26033 | 46.51 A GRAVE CREEK | 579/371 |
| 18 | 8 | EVANS | KEVIN R | RD 5 BOX 575 | CAMERON | WV | 26033 | 45.579 GRAVE CREEK | 640/538 |
| 18 | 10 | HOWARD | WILLIS W | RD 4 BOX 167 | CAMERON | WV | 26033 | 30 N LOUDENVILLE | 558/176 |
| 18 | 11 | BUTLER | EVELYN ET AL | 4012 LINCOLN AVE | SHADYSIDE | OH | 43947 | 14.27 GRAVE CREEK | WB68/47 |
| 18 | 13 | HUBBS | LINDA SUE | RD 5 BOX 576 | CAMERON | WV | 26033 | 18.014 A MAGGOTY | 430/304 |
| 18 | 14 | HUBBS | MOLLY K ET AL | RD 5 BOX 576 | CAMERON | WV | 26033 | 21.52 A MAGGOTY | WB33/133 |
| 18 | 14.1 | MCELROY COAL COMPANY | | 1000 CONSOL ENERGY DR | CANONSBURG | PA | 15317 | 5.08 A MAGGOTY | 653/332 |
| 18 | 15 | MCELROY COAL COMPANY | | 1000 CONSOL ENERGY DR | CANONSBURG | PA | 15317 | 58.47 N MAGGOTY | 643/478 |
| 18 | 17 | EVANS | TERRY EUGENE ET AL | 317 MORTON AVE | MOUNDSVILLE | WV | 26041 | 50.41 LOUDENVILLE | WB35/62 |
| 18 | 18 | BRIGGS | HENRY DONALD | RD 5 BOX 568 | CAMERON | WV | 26033 | 31.25 A LOUDENVILLE | WB30/644 |
| 18 | 21 | HUBBS | MOLLY K ET AL | RD 5 BOX 576 | CAMERON | WV | 26033 | 17.042 MAGGOTY | WB33/133 |
| 18 | 22 | EVANS | TERRY EUGENE ET AL | RD 5 BOX 564 | CAMERON | WV | 26033 | 44.50 INDIAN RUN | WB35/62 |
| 18 | 22.1 | CECIL | ROBERT GENE ET UX | RD 5 BOX 563 | CAMERON | WV | 26033 | 28.296 A & 1/2 O&G ROY MAGGOTY | 414/199 |
| 18 | 24 | CHAMBERS | JAMES DAVID | RD 5 BOX 542 B | CAMERON | WV | 26033 | 66.34 GRAVE CREEK 1970 MOBILE HOME | 635/501 |
| 18 | 25 | ROBINSON | LLOYD ET UX | RD 5 BOX 543 | CAMERON | WV | 26033 | 5 WEST CAMERON | 518/462 |
| 18 | 26 | BOYD | MELVIN D ET UX | RD 5 BOX 544 | CAMERON | WV | 26033 | 105.087 A GRAVE CREEK | 443/284 |
| 18 | 26.1 | MCELROY COAL COMPANY | | 1000 CONSOL ENERGY DR | CANONSBURG | PA | 15317 | 5 AC GRAVE CREEK SUMMER CAMP | 676/645 |
| 18 | 27 | FRYE | SHIRLEY | RD 5 BOX 541 | CAMERON | WV | 26033 | 26.7097 MAGGOTY | WB65/529 |
| 18 | 28 | CONSOLIDATION COAL COMPANY | | 1000 CONSOL ENERGY DR | CANONSBURG | PA | 15317 | P/O 82.47 A ABANDONED B&O R/W | 538/375 |
| 18 | 29 | BRIGGS | H DONALD | RD 5 BOX 568 | CAMERON | WV | 26033 | LOT 1 24.11 A GRAVE CREEK | 609/570 |
| 18 | 30 | BRIGGS | H DONALD | RD 5 BOX 568 | CAMERON | WV | 26033 | LOT 2 21.07 A GRAVE CREEK | 609/570 |
| 18 | 31 | BIERER | DANIEL R | 2015 WHIPKEY RD | CONNELLESVILLE | PA | 15425 | LOT 3 27.76 A GRAVE CREEK | 605/634 |
| 18 | 32 | KAHLBAUGH | DANIEL RAY ET UX | RD 5 BOX 567 | CAMERON | WV | 26033 | LOT 4 5.09 A GRAVE CREEK 1999 | 606/225 |
| 18 | 33 | BIERER | DANIEL R | 2015 WHIPKEY RD | CONNELLESVILLE | PA | 15425 | DOUBLEWIDE | 606/212 |
| 18 | 34 | KOZAR | THOMAS E | P O BOX 263 | TARRS | PA | 15688 | LOT 6 13.30 A GRAVE CREEK HUNTING CAMP | 606/216 |

EXHIBIT A - SURFACE TRACTS (MELROY MINE)
Tax Map 18, Cameron District, Marshall County, West Virginia

| Tax Map | Parcel | Last Name | First Name | Street Address | City | State | Zip | Assessment Description | Reference |
|---------|--------|-----------|--------------------|----------------|-----------|-------|-------|------------------------------|-----------|
| 18 | 35 | KOZAR | THOMAS E | P O BOX 263 | TARRS | PA | 15688 | LOT 7 26.85 A GRAVE CREEK | 606/216 |
| 18 | 36 | DAUGHERTY | DONALD E & TRUDY K | PO BOX 98 | BYESVILLE | OH | 43723 | LOT 8 23.10 A GRAVE CREEK | 630/542 |
| 18 | 37 | DAUGHERTY | DONALD E & TRUDY K | P O BOX 98 | BYESVILLE | OH | 43723 | PO LOT 9 25.72 A GRAVE CREEK | 630/542 |

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 23rd day of January 2009, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 4th day of March 2009 at 9:26 o'clock A.M.

TESTE: Jan Pest Clerk.